PATENT
Attorney Dkt: ADVE:0011

DECLARATION FOR PATENT APPLICATION

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below adjacent to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of subject matter (process, machine, manufacture, or composition of matter, or an improvement thereof) which is claimed and for which a patent is sought by way of the application entitled

A SYSTEM AND METHOD FOR DISTRIBUTING INFORMATION VIA A COMMUNICATION NETWORK

which (check) ☒ is attached hereto.
☐ and is amended by the Preliminary Amendment attached hereto.
☐ was filed on Application Serial No.
☐ and was amended on ___ (if applicable).

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information, which is material to patentability as defined in Title 37, Code of Federal Regulations, § 1.56.

I hereby claim foreign priority benefits under Title 35, United States Code, § 119(a)-(d) of any foreign application(s) for patent or inventor's certificate or any PCT international application(s) designating at least one country other than the United States of America listed below and have also identified below any foreign application(s) for patent or inventor's certificate or any PCT international application(s) designating at least one country other than the United States of America filed by me on the same subject matter having a filing date before that of the application(s) of which priority is claimed:

Prior Foreign Application(s)			Priority Claimed	
Number	Country	Day/Month/Year Filed	Yes	No
N/A			☐	☐

I hereby claim the benefit under Title 35, United States Code, § 119(e) of any United States provisional application(s) listed below:

Provisional Application Number	Filing Date
60/184,362	02/23/2000

I hereby claim the benefit under Title 35, United States Code, § 120 of any United States application(s) or PCT international application(s) designating the United States of America listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior application(s) in the manner provided by the first paragraph of Title 35, United States Code, § 112, I acknowledge the duty to disclose information, which is material to patentability as defined in Title 37, Code of Federal Regulations, § 1.56, which became available between the filing date of the prior application(s) and the national or PCT international filing date of this application:

Application Serial No.	Filing Date	Status (patented, pending, abandoned)
N/A		

I declare that all statements made herein of my own knowledge are true, all statements made herein on information and belief are believed to be true, and all statements made herein are made with the knowledge that whoever, in any matter within the jurisdiction of the Patent and Trademark Office, knowingly and willfully falsifies, conceals, or covers up by any trick, scheme, or device a material fact, or makes any false, fictitious or fraudulent statements or representations, or makes or uses any false writing or document knowing the same to contain any false, fictitious or fraudulent statement or entry, shall be subject to the penalties including fine or imprisonment or both as set forth under 18 U.S.C. 1001, and that violations of this paragraph may jeopardize the validity of the application or this document, or the validity or enforceability of any patent, trademark registration, or certificate resulting therefrom.

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Full name of sole (or first joint) inventor: David M. Pangrac
Inventor's Signature: ____________________ Date: ____________
Residence: 720 Beach Road, No. 1A, Suite 80
Port Aransas, Texas 78373
Post Office Address: Citizenship: US

Full name of additional inventor(s): Donald T. Gall
Inventor's Signature: Date:
Residence: 1825 Palidades Drive
Port Aransas, Texas 78373
Post Office Address: Citizenship: US

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Full name of sole (or first joint) inventor: Steven W. Rose

Inventor's Signature: ______________________ Date: ____________

Residence:
866 Maiki
Haliimaile, Hawaii
Maui County

Post Office Address:

Citizenship: US

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: David M. Pangrac, et al.	§	Group Art Unit: Unknown
Filed:	§	Examiner: Unknown
Serial No.: Unknown	§	Atty. Docket: ADVE:0011
For: A SYSTEM AND METHOD FOR DISTRIBUTING INFORMATION VIA A COMMUNICATION NETWORK	§	

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POWER OF ATTORNEY BY ASSIGNEE

CERTIFICATE OF MAILING
37 C.F.R. 1.8
I hereby certify that this correspondence is being deposited with the U.S. Postal Service as First Class Mail in an envelope addressed to: Commissioner of Patents and Trademarks, Washington, D.C. 20231, on the date below:
12/22/00
Date
Sherri M. Nemecek

Assistant Commissioner for Patents
Washington, D.C. 20231

Dear Sir:

The undersigned, being Assignee of record of in the above-identified application, hereby appoints the following attorneys to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith: Gary R. Stanford, Esq., Reg. No. 35,689.

Address all telephone calls to Gary R. Stanford at telephone no. (512) 474-7678

Address all correspondence to
Advent Networks, Inc.
9600 Great Hills Trail
Suite 300E
Austin, TX 78759

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Date: _______________

Advent Networks, Inc.

By:_____________________________

Title:_____________________________

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ADVENT NETWORKS, INC.
Assignment

As a below named inventor or joint inventor of an invention or improvement entitled:

A SYSTEM AND METHOD FOR DISTRIBUTING INFORMATION VIA A COMMUNICATION NETWORK

for which I have executed an application for Letters Patent of the United States of America, filed concurrently herewith, and

WHEREAS ADVENT NETWORKS, INC., a corporation organized and existing under the laws of the State of Delaware, having its principal office and place of business in the City of Austin, State of Texas, is desirous of obtaining the entire right, title and interest in, to and under the said invention and the said application in the United States of America and in any and all countries foreign thereto;

NOW THEREFORE, for good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, I have sold, assigned, transferred, and set over, and by these presents do hereby sell, assign, transfer and set over, unto said ADVENT NETWORKS, INC., its successors, legal representatives, and assigns, my entire right, title and interest in, to, and under the said invention, and the said application, and all divisional, renewal, substitutional, and continuation applications thereof, and all Letters Patent of the United States of America which may be granted thereof and all reissues and extensions hereof, and all applications for Letters Patent which may be filed for said invention in any country or countries foreign to the United States of America, including all rights of priority, all rights to publish cautionary notices reserving ownership of said invention, all rights to register said invention in appropriate registries, and all Letters Patent which may be granted for said invention in any country or countries foreign to the United States of America, and all extensions, renewals, and reissues thereof, and I hereby authorize and request the Commissioner of Patents and Trademarks of the United States of America, and any official of any country or countries foreign to the United States of America, whose duty it is to issue patents on applications as aforesaid, to issue all Letters Patent for said invention to said ADVENT NETWORKS, INC., its successors, legal representatives, and assigns, in accordance with the terms of this instrument.

And I hereby covenant that I have full right to convey the entire interest herein assigned, and that I have not executed, and will not execute, any agreement in conflict herewith.

And I hereby further covenant and agree that I will communicate to ADVENT NETWORKS, INC., its successors, legal representative, and assigns, any fact known to me respecting said invention, and testify in any legal proceeding, sign all lawful papers, execute all divisions, renewal, substitutional, continuing, and reissue applications, make all rightful declarations and/or oaths and generally do everything possible to aid said ADVENT NETWORK, INC., its successors, legal representatives, and assigns, to obtain and enforce proper patent protection for said invention in all countries.

IN TESTIMONY WHEREOF, I authorize and affirm said assignments with the signatures set forth below on the indicated date(s).

INVENTOR(S):	**David M. Pangrac**
Citizenship: Post Office Address:	U.S.A.
Residence:	720 Beach Road, No. 1A, Suite 80 Port Aransas, Texas 78373

Executed this ______ day of ________________, 2000, at ____________________.

____
David M. Pangrac

State of Texas §
§
County of ______________ §

Before me personally appeared **David M. Pangrac** and acknowledged the foregoing instrument to be his free act and deed this _____ day of ____________, 2000.

____
Notary Public in and for the State of Texas

INVENTOR:	**Donald T. Gall**
Citizenship:	USA
Post Office Address:	
Residence:	1825 Palidades Drive Port Aransas, Texas 78373

Executed this ______ day of __________________, 2000, at ______________________.

____
Donald T. Gall

State of Texas §
§
County of ________________ §

Before me personally appeared **Donald T. Gall** and acknowledged the foregoing instrument to be his free act and deed this _____ day of _____________, 2000.

____
Notary Public in and for the State of Texas

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INVENTOR:	**Steven W. Rose**
Citizenship:	USA
Post Office Address:	P. O. Box 100 Haiku, HI 96708-0100
Residence:	866 Maiki Haliimaile, Hawaii Maui County

Executed this ______ day of ___________________, 2000, at _______________________.

____
Steven W. Rose

State of Hawaii §
§
County of ________________ §

Before me personally appeared **Steven W. Rose** and acknowledged the foregoing instrument to be his free act and deed this _____ day of _____________, 2000.

____
Notary Public in and for the State of Hawaii

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:	§	
	§	
David M. Pangrac, et al.	§	
	§	Group Art Unit: Unassigned
Filed:	§	
	§	
Serial No.: Unassigned	§	Examiner: Unassigned
	§	
For: A SYSTEM AND METHOD FOR DISTRIBUTING INFORMATION VIA A COMMUNICATION NETWORK	§	Atty. Docket: ADVE:0011
	§	
	§	
	§	

VERIFIED STATEMENT (DECLARATION) CLAIMING SMALL ENTITY STATUS (37 CFR 1.9(F) AND 1.27(c)) - SMALL BUSINESS CONCERN

I hereby declare that I am an official of the small business concern empowered to act on behalf of the concern identified below:

Name of Concern: Advent Networks, Inc.

Address of Concern: 9600 Great Hills Trail, Suite 300E
Austin, Texas 78759

I hereby declare that the above-identified small business concern qualifies as a small business concern as defined in 13 CFR 121.3-18, and reproduced in 37 CFR 1.9(d), for purposes of paying reduced fees under Sections 41(a) and (b) of Title 35, United States Code, in that the number of employees of the concern, including those of its affiliates, does not exceed 500 persons. For purposes of this statement, (1) the number of employees of the business concern is the average over the previous fiscal year of the concern of the persons employed on a full-time, part-time or temporary basis during each of the pay periods of the fiscal year, and (2) concerns are affiliates of each other when either, directly or indirectly, one concern controls or has the power to control the other, or a third-party or parties controls or has the power to control both.

I hereby declare that rights under contract or law have been conveyed, to and remain with the small business concern identified above with regard to the invention, entitled * by inventor *.

If the rights held by the above-identified small business concern are not exclusive, each individual, concern or organization having rights to the invention is listed below* and no rights to the invention are held by any person, other than the inventor, who could not qualify as a small business concern under 37 CFR 1.9(d) or by any concern which would qualify as a small business concern under 37 CFR 1.9(d) or a nonprofit organization under 37 CFR 1.9(e).

Name: ______________________________
Address: ______________________________
____

☐ Individual ■ Small Business Concern ☐ Nonprofit Organization

I acknowledge the duty to file, in this application or patent, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer appropriate (37 CFR 1.28(b)).

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this verified statement is directed.

Advent Networks, Inc.

By:______________________________
Name:______________________________
Title: ______________________________

Date:______________

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* NOTE: Separate verified statements are required from each named person, concern or organization having rights to the invention averring to their status as small entities. (37 CFR 1.27)